

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

TINNUS ENTERPRISES, LLC, et al.

Plaintiffs,

v.

TELEBRANDS CORP. and BULBHEAD.COM,
LLC,

Defendants.

Case No. 6:16-cv-00033-RWS-JDL
(Lead Case)

TINNUS ENTERPRISES, LLC, et al.

Plaintiffs,

v.

WALMART STORES, INC., et al.

Defendants.

Case No. 6:16-cv-00034-RWS-JDL
(Consolidated with Lead Case)

DEFENDANTS' NOTICE OF APPEAL

TO THE CLERK OF COURT, ALL PARTIES AND THEIR ATTORNEYS OF
RECORD:

Pursuant to 28 U.S.C. § 1295(a)(1) and Rules 3 and 4 of the Federal Rules of Appellate Procedure, notice is hereby given that Telebrands Corp., Bulbhead.com, LLC, Bed Bath & Beyond, Inc., Fry's Electronics, Inc., The Kroger Company, and Walgreen Co., Defendants in the above-captioned actions, hereby appeal to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered in this action on March 27, 2019 (Dkt. No. 727) and the portions of any and all orders, rulings, findings, conclusions and decisions underlying that

judgment and in these actions that were adverse to Defendants, whether subsumed within the Final Judgment or not, including without limitation the March 15, 2019 Order on the parties' motions for post-trial relief (Dkt. No. 719), the March 27, 2019 Order on attorneys' fees and expenses (Dkt. No. 726), the December 19, 2018 Order on Defendants' motion to compel and extend the period for reopened discovery (Dkt. No. 697), the September 19, 2018 Order on Defendants' bench briefs and motions for judgment as a matter of law (Dkt. No. 663), the November 21, 2017 Jury Verdict (Dkt. No. 544), the November 7, 2017 Order on Defendants' motion for leave to file a renewed motion for summary judgment and a renewed motion to exclude testimony (Dkt. No. 496), the November 6, 2017 Order on the Defendants' motion to bifurcate (Dkt. No. 495), the November 1, 2017 Order on the Defendants' summary judgment motion (Dkt. No. 484), the November 1, 2017 Order on the Defendants' motion to exclude (Dkt. No. 483), the October 26, 2017 Order on the parties' motions *in limine* (Dkt. No. 477), the October 17, 2017 Order on Defendants' motion to dismiss or transfer (Dkt. No. 456), the September 14, 2017 Order adopting the memorandum opinion and order of Magistrate Judge (No. 415), the September 14, 2017 Order on Plaintiffs' motion for summary judgment (Dkt. No. 413), the July 11, 2017 Order on Plaintiffs' motion to strike (Dkt. No. 342), the February 14, 2017 Order on the Defendants' summary judgment motion (Dkt. No. 226), the February 14, 2017 Order regarding claim construction (Dkt. No. 225), the August 25, 2016 Order on the Plaintiffs' motion to dismiss (Dkt. No. 133), and all other orders and rulings relied upon or supplying the rationale for the orders listed herein or otherwise adverse to Defendants, including any Reports and Recommendations cited in such orders.

Included herewith is payment of the filing fee and the docketing fee as required by 28 U.S.C. § 1917, Federal Circuit Rule 52(a), and Federal Rule of Appellate Procedure 3(e).

Respectfully submitted,

Dated: April 12, 2019

By: /s/ Gregory Love

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with notice of the filing of this document via the Court's CM/ECF system pursuant to Local Rule CV-5(a) on April 12, 2019.

/s/ Gregory Love
Gregory Love